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6 *Attorneys for Relator STF, LLC*

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8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 UNITED STATES OF AMERICA *ex rel.* STF,
11 LLC, an organization; STATE OF
CALIFORNIA; *ex rel.* STF, LLC, an
12 organization,

13 Plaintiffs,

14 v.

15 VIBRANT AMERICA, LLC, a Delaware
limited liability company,

16 Defendants.
17

Case No. 3:16-cv-02487-JCS

**JOINT UPDATED CASE MANAGEMENT
CONFERENCE STATEMENT; REQUEST
THAT TRIAL DATE BE VACATED**

Date: October 8, 2021

Time: 2:00 p.m.

Judge: Hon. Joseph C. Spero

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28 **JOINT UPDATED CASE MANAGEMENT CONFERENCE STATEMENT; REQUEST THAT TRIAL
DATE BE VACATED**

Case No. 3:16-cv-02487-JCS

JOINT UPDATED CASE MANAGEMENT CONFERENCE STATEMENT:
REQUEST THAT TRIAL DATE BE VACATED

Relator STF, LLC (“Relator”), and Vibrant America, LLC (“Vibrant” or “Defendant”), submit this Joint Updated Case Management Conference Statement and Request That Trial Date Be Vacated.

Since the Parties’ last update to the Court, the Parties have received preliminary approval of the settlement from the United States Department of Justice (DOJ), California Attorney General (CA DOJ) (which has already filed a Notice of Consent to Dismissal, Dkt. No. 94), and California Department of Insurance (CDI). However, the Parties understand that formal approval and execution of the settlement agreements by DOJ and CDI could take as long as another 30 to 60 days. Given that several pre-trial deadlines, including the filing and hearing of dispositive and *Daubert* motions are upcoming, the Parties respectfully request that the Court vacate all remaining pre-trial deadlines (including the October 8, 2021 Case Management Conference) and the trial date itself. The Parties will provide the Court with a further update within 60 days, or at the Court’s convenience.

Dated: October 1, 2021

COTCHETT, PITRE & McCARTHY LLP

By: /s/ Justin T. Berger
JUSTIN T. BERGER
BETHANY M. HILL

Attorneys for Relator

Dated: October 1, 2021

FOLEY & LARDNER LLP

By: /s/ Lori A. Rubin
LORI A. RUBIN

Attorney for Defendant Vibrant America, Inc.

Dated: October 1, 2021

SSL LAW FIRM LLP

By: /s/ Thomas S. Brown
THOMAS S. BROWN

Attorney for Defendant Vibrant America, Inc.